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Dated: December 15, 2006 Signature

(Thomas M. Palisi)

Docket No.: REGIM 3.3-071 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Primar-Brisset et al.

Application No.: 10/563,277

Group Art Unit: N/A

Filing Date: January 4, 2006

Examiner: Not Yet

Assigned

For: METHOD OF PRODUCING DOUBLE LOW RESTORER LINES OF BRASSICA NAPUS

HAVING A GOOD AGRONOMIC VALUE

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is respectfully requested that the references listed on the enclosed Form PTO-1449 be made of record and considered with respect to the above-referenced U.S. patent application. A copy of each reference is enclosed. These references were cited in the background section of the present specification and/or a corresponding International Search Report, a copy of which is enclosed. Submission of the present Information Disclosure Statement should not be taken as an admission that the cited references are legally available prior art or that the same are pertinent or material.

In the event that any fee is due in connection with the present Information Disclosure Statement, the Commissioner is hereby authorized to charge the same to our Deposit Account No. 12-1095.

By

Dated: December 15, 2006

Respectfully submitted,

Thomás M./Palisi

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

2 Sheet of 1

Complete if Known				
Application Number 10/563,277				
Filing Date	January 4, 2006			
First Named Inventor	Catherine Primar-Brisset			
Art Unit	t Unit N/A			
Examiner Name	me Not Yet Assigned			
Attorney Docket Number REGIM 3.3-071				

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevarit Figures Appear

FOREIGN PATENT DOCUMENTS					
Examiner	Cite	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages
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		NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.1				
	CA	DESLOIRE et al., "Identification of the fertility restoration locus, <i>Rfo</i> , in radish, as a member of the pentatricopeptide-repeat protein family", EMBO reports Vol. 4, No. 6, pgs. 588-594, 6 June 2003			
	СВ	DELOURME et al., "Characterisation of the radish introgression carrying the <i>Rfo</i> , restorer gene for the <i>Ogu</i> -INRA cytoplasmic male sterility in rapeseed (<i>Brassica napus I.</i>), Theoretical And Applied Genetics, Vol. 97, No. 1-2, pgs. 129-134, July 1998			
	CC	DELOURME et al., "Linkage between an isozyme marker and a restorer gene in radish cytoplasmic male sterility of rapeseed (<i>Brassica napus L.</i>), Theoretical And Applied Genetics, Vol. 85, pgs. 222-228, Springer, Berlin, DE			
	CD	DELOURME et al., "Identification of RAPD markers linked to a fertility restorer gene for the Ogura radish cytoplasmic male sterility of rapeseed (<i>Brassica napus L.</i>), Theoretical And Applied Genetics, Vol. 88, No. 6/7, pgs. 741-748, 1994, Springer, Berlin, DE			
	CE	BELLAOUI et al., "The restorer <i>Rfo</i> gene acts post-translationally on the stability of the ORF138 CMS-associated protein in reproductive tissue of rapeseed cybrids", Vol. 40, No. 5, pgs. 893-902, July 1999, Plant Molecular Biology, NIJHOFF publishers, Dordrecht, NL			
	CF	GIANCOLA et al., "Characterization of a radish introgression carrying the Ogura fertility restorer gene <i>Rfo</i> in rapeseed, using the <i>Arabidopsis</i> genome sequence and radish genetic mapping", TAG. Theoretical And Applied Genetics.Vol. 107, No. 8, pgs. 1442-1451, 27 August 2003 Germany			
	CG	FOURMANN et al., "From <i>Arabidopsis thaliana</i> to <i>Brassica napus</i> : development of amplified consensus genetic markers (ACGM) for construction of a gene map", Theor . Appl. Genet, Vol. 105, pgs 1196-1206, 2002			
	СН	DELOURME et al., "Double Low Restored F1 Hybrids Can Be Produced With The Ogu-INRA CMS in Rapeseed", 10th Rapeseed Congress, Canaberra 1999			

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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